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8 Attorney for Defendant
9 CHRISTOPHER KINNEY

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) CASE NO. CR 16-0531 EMC
Plaintiff,)
v.) **STIPULATION AND [PROPOSED] ORDER**
CHRISTOPHER KINNEY,) **CONTINUING HEARING AND EXCLUSION**
Defendant.) **OF TIME UNDER THE SPEEDY TRIAL ACT**

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STIPULATION

The parties hereby request that the status conference hearing date of July 18, 2018, presently scheduled at 2:30 p.m. before the Honorable Edward M. Chen, be vacated and the matter be reset for further status hearing on August 15, 2018 at 2:30 p.m.. Defendant's counsel represents that she has fully informed Mr. Kinney of his Speedy Trial rights and that, to her knowledge, her client understands those rights and agrees to waive them. Defendant's counsel further believes that her client's decision to give up the right to be brought to trial earlier than if time were not excluded from the Speedy Trial Act is an informed and voluntary one.

The parties agree and stipulate that time under the Speedy Trial Act should be excluded from the date of this filing until August 15, 2018, under 18 U.S.C. §3161(h)(7)(B)(iv), for effective preparation of defense counsel while the neuropsychological report is prepared.

1 SO STIPULATED.

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3 ALEX TSE
4 Acting United States Attorney

5 DATED: May 25, 2018

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7 /s/ Karen Kreuzkamp

8 KAREN KREUZKAMP
9 Assistant United States Attorney

10 DATED: May 25, 2018

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12 /s/ Gail Shifman

13 GAIL SHIFMAN
14 Attorney for Defendant
15 CHRISTOPHER KINNEY

16 [PROPOSED] ORDER

17 Based on the assertions and agreement of the parties as set forth in the Stipulation, and good
18 cause having been shown,

19 IT IS HEREBY ORDERED THAT the above-captioned matter is continued to August 15,
20 2018 at 2:30 p.m., before the Honorable Edward M. Chen for further status conference.

21 The Court further finds that failing to exclude the time between the date of this filing and
22 August 15, 2018, would unreasonably deny defense counsel the reasonable time necessary for
23 effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv).
The Court further finds that the ends of justice served by excluding the time between now and August
15, 2018, from computation under the Speedy Trial Act outweigh the best interests of the public and
the defendant in a speedy trial.

24 Accordingly, IT IS FURTHER ORDERED that the time between today's date and August 15,
25 2018, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(B)(iv).

26 DATED: May ³⁰ , 2018

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28 ARD M. CHEN



UNITED STATES DISTRICT JUDGE

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